IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARY LINDA LIVINGSTON,	
Plaintiff,) CIVIL ACTION
v.) Case No. 21-cv-03866-WB
WELLS FARGO BANK, N.A.,	JURY TRIAL DEMANDED
Defendant.)

STIPULATION DISMISSING CASE WITHOUT PREJUDICE

WHEREAS, counsel for Plaintiff Mary Linda Livingston ("Plaintiff") and counsel for Defendant Wells Fargo Bank, N.A. ("Wells Fargo" or "Defendant") have discussed the arbitration provisions contained in the Deposit Account Agreement, which is attached to the Complaint as Exhibit A;

WHEREAS, the parties have agreed to arbitrate the dispute pursuant to the Deposit Account Agreement;

WHEREAS, Wells Fargo has not responded to the Complaint;

It is hereby **STIPULATED** and **AGREED**, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A), by and between the parties, through their undersigned counsel, that this action is dismissed WITHOUT PREJUDICE so that the parties may arbitrate the dispute.

Respectfully submitted,

WOMBLE BOND DICKINSON (US) LLP

/s/ Nicholas T. Verna

Kevin J. Mangan (PA Bar. No. 56507) Nicholas T. Verna (PA Bar No. 316929) 1313 North Market Street, Suite 1200 Wilmington, Delaware 19801 Telephone: (302) 252-4320 kevin.mangan@wbd-us.com nick.verna@wbd-us.com

Attorneys for Defendant Wells Fargo Bank, N.A.

Dated: November 5, 2021

BOCHETTO & LENTZ, P.C.

<u>/s/ Vincent van Laar</u>

Gavin P. Lentz, Esquire (53609) Vincent van Laar, Esquire (85672) Matthew L. Minsky, Esquire (329262) 1524 Locust Street Philadelphia, PA 19102 Telephone: (215) 735-3900 glentz@bochettoandlentz.com vvanlaar@bochettoandlentz.com mminsky@bochettoandlentz.com

Attorneys for Plaintiff Mary Linda Livingston

Dated: November 5, 2021